

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

JOHNNY RAY WELCH, JR,  
#295 115,

Plaintiff,

v.

EDWARD ELLINGTON,  
Warden, Draper Correctional,  
PATRICIA HOOD, Warden,  
Draper Correctional,  
LT. DAVIS,  
CO FLOYD, and  
ALABAMA DEPARTMENT OF  
CORRECTIONS,

Defendants.

CASE NO. 2:16-CV-927-WKW  
[WO]

**ORDER**

On March 13, 2017, the Magistrate Judge filed a Recommendation to which no timely objections have been filed. (Doc. # 10.) Upon an independent review of the record and upon consideration of the Recommendation, it is ORDERED as follows:

- (1) The Recommendation (Doc. # 10) is ADOPTED.
- (2) This case is DISMISSED without prejudice for Plaintiff's failure to pay the partial filing fee under 28 U.S.C. § 1915(b)(1)(A) as ordered by this court.

A separate final judgment will be entered.

DONE this 7th day of April, 2017.

/s/ W. Keith Watkins

CHIEF UNITED STATES DISTRICT JUDGE